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## RE THE ARIZONA CORPORATION COMMISSION

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ARIZONA CORPORATION COMMISSION  
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DOCKET NO. WS-02987A-13-0477

ORIGINAL

**PROCEDURAL ORDER**  
**(Grants Motion to Withdraw**  
**Application)****COMMISSIONERS**BOB STUMP - Chairman  
GARY PIERCE  
BRENDA BURNS  
BOB BURNS  
SUSAN BITTER SMITHIN THE MATTER OF THE APPLICATION OF  
JOHNSON UTILITIES, LLC, DBA JOHNSON  
UTILITIES COMPANY, FOR APPROVAL OF  
SALE AND TRANSFER OF ASSETS AND  
CONDITIONAL CANCELLATION OF ITS  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY.**BY THE COMMISSION:**

On December 31, 2013, Johnson Utilities, LLC, dba Johnson Utilities Company ("Johnson Utilities" or "Company") filed with the Arizona Corporation Commission ("Commission") the above-captioned application. The application requests approval of the sale and transfer of all of the Company's utility assets and operations in Pinal County, Arizona to the Town of Florence ("Town"), and the cancellation and extinguishment of the Company's Certificate of Convenience and Necessity ("CC&N").

Intervention was granted to Swing First Golf LLC ("Swing First"), the Residential Utility Consumer Office ("RUCO"), Pulte Home Corporation ("Pulte"), the Town, San Tan Heights Homeowners Association ("San Tan Heights HOA"), Karen Christian, Todd J. Hubbard, Alden L. Weight, and Steve Pratt.

On May 19, 2014, a full public hearing convened before an Administrative Law Judge of the Commission, as scheduled. One member of the public appeared and provided public comment for the record. Johnson Utilities, the Town, Pulte, San Tan Heights HOA, RUCO, and Staff appeared through counsel, and Steve Pratt, Karen Christian, Todd J. Hubbard, and Alden L. Weight appeared on their own behalf. All parties were provided an opportunity to present evidence for the record and to cross examine witnesses. On May 21, 2014, after all evidence was presented, the parties provided oral closing arguments and the matter was taken under advisement.

1 On May 23, 2014, Johnson Utilities filed a Motion to Withdraw Application ("Motion"),  
2 stating that the sale and transfer of assets to the Town will not be moving forward.


3 On June 9, 2014, Karen Christian, Todd J. Hubbard, Alden L. Weight, and Steve Pratt jointly  
4 filed a Response to the Motion, stating that they do not oppose the Motion.

5 On June 10, 2014, the Commission's Utilities Division ("Staff") filed its Response to the  
6 Motion, stating that Staff has no objection to the Motion, and requesting the issuance of a Procedural  
7 Order granting the Motion, or alternatively, that this docket be administratively closed.

8 Under the circumstances, it is reasonable to grant the Motion.

9 IT IS THEREFORE ORDERED that the Motion to Withdraw Application filed on May 23,  
10 2014 is hereby granted.

11 DATED this 18<sup>th</sup> day of June, 2014.

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13  
14   
15 TEENA JIBILIAN  
ADMINISTRATIVE LAW JUDGE

16 Copies of the foregoing mailed/delivered  
this 18<sup>th</sup> day of June, 2014 to:

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